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PART-I

Notifications, Orders and Declarations by Haryana Government

(TO BE SUBSTITUTED BEARING SAME NUMBER AND DATE)

HARYANA GOVERNMENT

Home Department

Notification

The 25th August, 2020

No. 5/2/2020-2HC.— The Government of Haryana hereby constitutes Haryana State Narcotics Control Bureau headed by an ADGP/IGP rank officer under the overall control of Director General of Police, Haryana.

All police officers of the rank of ASI and above working in HSNCB shall be deemed to have been appointed under Section 7 of NDPS Act, 1985. Furthermore, all the officer/officials working in HSNCB shall be subject to the general control and the direction of the DGP, Haryana as envisaged in Section 7(2) of NDPS Act, 1985.

Objectives: -

The Haryana State Narcotics Control Bureau would dedicate itself to prevention and control of drugs trafficking in Haryana and detection and Criminal persecution of all those indulging in drug peddling, Supply, manufacturing, transportation, distribution and storage of drugs and narcotics substances in the State. It would further, dedicate itself to the three-fold objective as noted below-

- Criminal prosecution of all those indulging in drug peddling, supply and distribution
- Rehabilitation with compassion and sympathy for those who have become habitual of drug intake/consumption
- Mass awareness campaign and people's participation to inculcate social opprobrium for drugs to remove them from day to day life of the citizens, more importantly, the youth of the state

Functions:

- i. The broad functions of the Haryana State Narcotics Control Bureau would be as following :-
 - To develop strategies, measures and methods to enforce the law against drug trafficking, prevent drug abuse, rehabilitate the drug victims and co-ordinate with other governmental agencies to achieve this objective.

- To work in coordination with the district police, GRP and other police units and supervise the registration and investigation of cases under the charter of Haryana State Narcotics Control Bureau
 - To recommend disciplinary action and/or criminal action against the police and officials of other departments found involved in illegal/unlawful activities related to drug-trafficking that come to its notice ;
 - To collect technical/human intelligence and maintain surveillance in accordance with the existing provisions of law, plan and execute special operations against drug-traffickers through special teams and also in association with other units of Haryana Police as well as other departments of the Government.
 - To co-ordinate the work of government departments regarding the above CHARTER as per instructions of the Government and Director General of Police issued from time to time ;
 - To commission or conduct data analysis and make recommendations to the Government for necessary policy changes ;
 - To perform such other duties as may be assigned by the Government and Director General of Police from time to time.
- ii. In its endeavour to achieve the stated objectives, the Haryana State Narcotics Control Bureau would pursue the following approach with regard to the enforcement of relevant laws:
- Develop actionable intelligence and act on such intelligence to enforce the Narcotic Drugs and Psychotropic Substances Act 1985 and all related criminal and civil laws to sever the drug supply lines by taking stringent action against the drug suppliers, dealers and peddlers;
 - Guide, supervise, coordinate and monitor the action of the District Police /other police units/State Law enforcement Agencies in the enforcement of illicit traffic in Narcotic Drugs and Psychotropic Substances Act 1988 and all related criminal and civil laws ;
 - Coordinate with various agencies at the level of Government of India including MHA, NCB, ED, IB, Cabinet Secretariat, etc. for effective enforcement and prevention of illicit Traffic in Narcotic Drugs and Psychotropic Substances Act 1988 and all related criminal and civil laws; and
 - Take measures to create a mass sentiment against the menace of drug abuse in the state and enlist the support of public for efficient and effective law enforcement.
- iii. The HSNCB would be provided dedicated staff by the Police Department to carry out its tasks which would be considered on deputation to HSNCB.
- iv. The HSNCB would operate and carry out its task through the Senior Superintendents of Police and other Police Personnel provided by the Department of Police.
- v. The Haryana State Narcotics Control Bureau would carry out health care and other remedial programmes through establishment /offices of State Health Department/ Department of School Education, Haryana /Department of Higher Education, Haryana / Department Social Justice and Empowerment, Haryana etc.
- vi. Meetings of the District Police Chiefs and officials of health department, Other departments and other Officers would be convened by the chief of Haryana State Narcotics Control Bureau i.e ADGP with the prior consent of The Director General of Police, Haryana in case of police officials and Chief Secretary in case of officials of Health and other departments of Haryana Government.
- vii. The ADGP, HSNCB would recommend to Government the constitution of State Level Apex Committee under the chairmanship of Home Minister, District Level Committee & other committees as deemed fit from time to time through DGP Haryana.
- viii. The ADGP, HSNCB shall submit to the Government from time to time proposals for giving additional incentives, risk allowance etc. to the officials of HSNCB.
- ix. The ADGP, HSNCB would prepare a programme to engage with the District Police, Health and other government officials and Communities on a monthly basis and submit these programme to Chief Secretary and DGP in advance, enabling them to send appropriate advance instructions to all the district police chiefs and Heads of other Departments for effective participation in initiatives /actions of Haryana State Narcotics Control Bureau.
- x. The Haryana State Narcotics Control Bureau would pursue widespread awareness building and guidance programmes to guide the misguided youth, particularly the poor and downtrodden to wean them away from this menace.

- xi. The Haryana State Narcotics Control Bureau would aim to catch big dealers and distributors in drugs to obliterate drugs from the state, while the poor consumers would be dealt with compassion and sympathy to mainstream their socio-economic life.
 - xii. The Haryana State Narcotics Control Bureau would train the staff of Police, Health and other Departments for their effective participation in awareness and guidance camps to wean away the youth from this spreading menace. In addition, the Haryana State Narcotics Control Bureau would also train village/community volunteers to ensure that the drug peddlers /dealers are not allowed to enter any of the rural /urban habitations in the state for their ill-conceived motives.
 - xiii. The Haryana State Narcotics Control Bureau would register and investigate cases independently or in association with the local police under the provisions of Narcotic Drugs and Psychotropic Substances Act 1985, the prevention of illicit Trafficking in Narcotic Drugs and Psychotropic Substances Act 1988 and other related laws. All police units /districts/GRP shall assist the Haryana State Narcotics Control Bureau in all aspects related to the investigation. ADGP Haryana State Narcotics Control Bureau can transfer/ takeover the investigation of any case related to offences under above laws from the local police with prior approval from DGP Haryana.
 - xiv. The HSNCB would register FIR's in local police stations under the provisions of NDPS Act, 1985 and PITTS NDPS Act, 1988 and other related laws. Further, if need be, the HSNCB would for its effective functioning, have such number of special HSNCB police stations, as proposed by ADGP HSNCB, recommended by DGP Haryana and duly notified by the Government.
 - xv. A dedicated technical intelligence wing/ unit with state-of-the-art facilities shall be established in the headquarters of HSNCB by the Police Department or from other sources with approval of Government. It shall have the same powers as endowed to the Criminal Investigation Department Haryana in this regard and function independently under the control of ADGP -HSNCB.
 - xvi. The Haryana State Narcotics Control Bureau would be provided arms and ammunition, technical gadgets and other special types of equipment, if any, by the Police department.
 - xvii. The Haryana State Narcotics Control Bureau would be allowed to use Kot/Malkhana/Stores of District police/HAP or IRB battalions for maintenance and storage of weapons etc.
 - xviii. The resource support including men, material and machines required by Haryana State Narcotics Control Bureau would be provided by the Police Department.
 - xix. The officers and staff provided to the Haryana State Narcotics Control Bureau would draw their salaries and allowance from their respective parent department/ units.
 - xx. The Haryana State Narcotics Control Bureau, if so required, may engage on deputation basis or hire, professional/special experts/consultant services/Scientific Services etc. as deemed fit with prior approval of the competent authority.
 - xxi. The Financial support, if required for the Haryana State Narcotics Control Bureau would be provided by the Police Department. They may if required raise additional demand for this purpose with the state Finance Department through the Home Department.
 - xxii. The Additional Director General of Police, HSNCB shall report to the Additional Chief Secretary (Home) through the Director-General of Police, Haryana who shall be his controlling officer. Further, HSNCB would submit a monthly progress report to DGP and ACS Home Department.
 - xxiii. The Chief Minister Haryana & Home Minister Haryana would review the progress/action/interventions of Haryana State Narcotics Control Bureau at regular intervals.
- 6.0 These orders are issued with approval of Home minister for strict compliance for all concerned.

Chandigarh :
The 18th August, 2020.

VIJAI VARDHAN,
Additional Chief Secretary to Government, Haryana,
Home & Administration of Justice Department.